



NEW JERSEY DEPARTMENT
OF CHILDREN AND FAMILIES

New Jersey Department of Children and Families Policy Manual

Manual:	NJAC	NJ Administrative Code Excerpts	Effective Date:
Title	10	Human Services	
Chapter	132A	Legal Guardianship	10/31/2008
Subchapter:	1	Dyfs Legal Guardianship Subsidy Program	
Section	6	Eligibility for the DYFS Legal Guardianship Subsidy Program (N.J.A.C. 10:132A-1.6)	

§10:132A-1.6 Eligibility for the DYFS Legal Guardianship Subsidy Program

(a) When the Division determines kinship legal guardianship as a permanent plan for the child, the Division representative advises a relative interested in the DYFS Legal Guardianship Subsidy Program of the requirements for eligibility and the circumstances that require termination of the program.

(b) A child is eligible for the DYFS Legal Guardianship Subsidy Program when:

1. A Division representative placed the child with a relative due to safety or risk of harm issues and the Division had legal authority for placement through a court order;
2. The relative is related to the child through blood, marriage, adoption, civil union, or domestic partnership or is a family friend as defined at N.J.A.C. 10:133-1.3;
3. A Division representative made reasonable efforts when required to reunify the child and the parent;
4. The Division representative determines that the child cannot be returned to his or her parent and that adoption is neither likely nor feasible;
5. The relative has obtained kinship legal guardianship, pursuant to the Kinship Legal Guardianship Act, N.J.S.A. 3B:12A-5; and
6. The relative's home meets the program standards articulated in N.J.A.C. 10:132A-1.7, for as long as the subsidy is paid.